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9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA)

Case No. CR-09-0247 SI

13)
14 v.)

STIPULATION AND [PROPOSED]
ORDER FOR EXPEDITED
SENTENCING UNDER L.R. 32-1(b)

15)
16 HITACHI DISPLAYS LTD.,)

17 Defendant.)

DATE: May 22, 2009
TIME: 11:00 a.m.
COURT: Hon. Susan Illston

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19 On March 10, 2009, the United States filed a one-count information charging Hitachi
20 Displays Ltd. ("Hitachi") with participating in a conspiracy in the United States and elsewhere to
21 suppress and eliminate competition by fixing the prices of thin-film transistor liquid crystal
22 display panels sold to Dell Inc., from on or about April 1, 2001 to on or about March 31, 2004, in
23 violation of the Sherman Antitrust Act, 15 U.S.C. § 1. Hitachi is scheduled for a change of plea
24 and possible sentencing on May 22, 2009. Hitachi will waive Indictment and plead guilty under
25 Fed. R. Crim. P. 11(c)(1)(C). The United States and Hitachi have filed a joint sentencing
26 memorandum describing the material terms of the plea agreement and the agreed-upon sentencing
27 recommendation.

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1 IT IS HEREBY STIPULATED AND AGREED as follows:

2 The United States and Hitachi request that the Court sentence Hitachi on an expedited
3 basis, pursuant to Crim. L.R. 32-1(b), on May 22, 2009. The United States and Hitachi
4 respectfully submit that the Joint Sentencing Memorandum and the Plea Agreement provide
5 sufficient information for the Court to impose a sentence on May 22, 2009, the same date as the
6 change of plea hearing, without a presentence report.

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8 DATED: May 21, 2009

9 Respectfully submitted,

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11 HITACHI DISPLAYS LTD.

U.S. DEPARTMENT OF JUSTICE

12
13 BY: /s/ John Hemann

John H. Hemann

14 Lisa Tenorio-Kutzkey

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18 DATED: May 21, 2009

BY: /s/ David Ward

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DATED: May 21, 2009

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22 Based on the stipulation of the parties, and for good cause shown,

23 IT IS SO ORDERED:

24 

25 Susan Illston

United States District Judge